

AMENDMENT TO PROGRAMMATIC AGREEMENT
BETWEEN THE UNITED STATES DEPARTMENT OF ENERGY
THE MINNESOTA STATE ENERGY OFFICE AND
THE MINNESOTA STATE HISTORIC PRESERVATION OFFICE
REGARDING EECBG, SEP AND WAP UNDERTAKINGS

WHEREAS, on March 22, 2010, The United States Department of Energy (DOE), The Minnesota State Energy Office, and the Minnesota State Historic Preservation Office entered into a Programmatic Agreement (Agreement) to fulfill the requirements of Section 106 of the National Historic Preservation Act for certain DOE-funded Undertakings in Minnesota;

WHEREAS, in 2010, as the result of unprecedented funding levels resulting from the implementation of the American Recovery and Reinvestment Act (Recovery Act), DOE, the Advisory Council on Historic Preservation (ACHP), and the National Conference of State Historic Preservation Officers (NCSHPO) developed a first-of-its-kind Prototype Programmatic Agreement (Prototype PA) for National Historic Preservation Act Section 106 reviews;

WHEREAS, the intent of the Prototype PA was to provide DOE, recipients of financial assistance under DOE's Weatherization Assistance Program (WAP), State Energy Program (SEP), and Energy Efficiency Conservation Block Grant (EECBG) program, as applicable, and State Historic Preservation Offices (SHPOs) with a tailored method for complying with Section 106 of the National Historic Preservation Act. The DOE, recipients, and SHPOs negotiated and executed subsequent programmatic agreements (subsequent PAs; i.e. this Agreement) in accordance with the Prototype PA;

WHEREAS, the Prototype PA originally provided that each subsequent PA would be valid for three (3) years from the date of execution. As the result of ACHP's Program Comment dated March 11, 2013, however, all subsequent PAs, including this Agreement, were extended through December 31, 2020. (78 FR 16275, 16277);

WHEREAS, ACHP, NCSHPO, and DOE recognize the Prototype PA and subsequent PAs continue to provide great value to DOE, recipients, and SHPOs, notwithstanding expiration of most Recovery Act funding, this Amendment extends the use of this Agreement for an additional five (5) years; and

WHEREAS, DOE will send a copy of this executed Amendment to the ACHP;

NOW, THEREFORE, in accordance with Stipulation XV of the Agreement, the signatories of this Amendment agree as follows:

1. Amend Stipulation XVI so it reads as follows:

This PA will be valid until December 31, 2025, as verified with DOE filing the PA with the ACHP.

This Amendment may be executed in counterparts, each of which when so executed shall be deemed an original, but all of which shall together constitute one and the same instrument, it being understood that all parties need not sign the same counterpart. This Amendment is not effective until each party executes the Amendment.

SIGNATORIES:

DocuSigned by:
Jim Janke
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JIM JANKE

12/4/2020

Date

Administrative Services Director/CFO
Minnesota Department of Commerce

Amy Spong
Division Director and Deputy State Historic Preservation Officer
Minnesota Department of Administration
Minnesota State Historic Preservation Office

Derek G. Passarelli
Director, Golden Field Office
Office of Energy Efficiency and Renewable Energy
United States Department of Energy

Date

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SIGNATORIES:

Tim Jahnke
Administrative Services Director/CFO
Minnesota Department of Commerce

Date



Amy Spong
Division Director and Deputy State Historic Preservation Officer
Minnesota Department of Administration
Minnesota State Historic Preservation Office

11/10/2020

Derek G. Passarelli
Director, Golden Field Office
Office of Energy Efficiency and Renewable Energy
United States Department of Energy

Date

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Administrative Services Director/CFO
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Minnesota Department of Administration
Minnesota State Historic Preservation Office

Derek G. Passarelli
Derek G. Passarelli
Director, Golden Field Office
Office of Energy Efficiency and Renewable Energy
United States Department of Energy

December 7, 2020

Date